

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Kansas City District
 FILE NUMBER: 200401972

REGULATORY PROJECT MANAGER: Joshua Marx Date: August 2, 2004

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: August 2, 2004
 At the project site N (Y/N) Date: _____

PROJECT LOCATION INFORMATION:

State: Missouri
 County: Platte

Center coordinates of site by latitude & longitudinal coordinates:

Lat = 39.26502924 Long = -94.66465337

Approximate size of site/property (including uplands & in acres): 14 acres

Name of waterway or watershed: Isolated Wetland

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands	X								
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?		X			
Is used to irrigate crops sold in interstate commerce?		X			

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary Or Approved X.

ADDITIONAL INFORMATION SUPPORTING NJD: The consultant delineated an isolated wetland. The wetland formed due to terracing on the project site. The project location has been previously graded and no jurisdictional waters of the U.S. are currently on the site. The project site is at the top of the watershed, which eventually sheet flows to an unnamed tributary to Second Creek. No ordinary high water mark is located on the project site.